

Environmental Services Division Variance Report

5/12/2008

Monthly Variance Report April 2008

| Item No. | Facility/City | Program | DNR Reviewer | Subject | Decision | Date |
|----------|---|--------------|----------------|--|----------|-----------|
| 1 | South Central Coop, Lacona, Iowa | Air Quality | Dennis Thielen | Variance from 22.10(4) | Approved | 4/1/2008 |
| 2 | South Central Coop, Lacona, Iowa | Air Quality | Dennis Thielen | Variance from 22.10(4) | Approved | 4/1/2008 |
| 3 | South Central Coop, Lacona, Iowa | Air Quality | Dennis Thielen | Variance from 22.10(4) | Approved | 4/1/2008 |
| 4 | Dedham Coop, Dedham, Iowa | Air Quality | Dennis Thielen | Variance from 22.10(4) | Approved | 4/1/2008 |
| 5 | Dedham Coop, Dedham, Iowa | Air Quality | Dennis Thielen | Variance from 22.10(4) | Approved | 4/1/2008 |
| 6 | Dedham Coop, Dedham, Iowa | Air Quality | Dennis Thielen | Variance from 22.10(4) | Approved | 4/1/2008 |
| 7 | Bob's Feed & Seed, LLC, Bristow, Iowa | Air Quality | Dennis Thielen | Variance from 22.10(4) | Approved | 4/1/2008 |
| 8 | Des Moines Golf & Country Club, West Des Moines, Iowa | Air Quality | Dennis Thielen | Variance to burn prairie grass debris. | Denied | 4/1/2008 |
| 9 | Ag Partners, LLC, Alta, Iowa | Air Quality | Dennis Thielen | Variance from 22.10(4) | Denied | 4/1/2008 |
| 10 | Feeders Grain & Supply, Inc., Corning, Iowa | Air Quality | Dennis Thielen | Variance from 22.10(4) | Denied | 4/3/2008 |
| 11 | City of Marengo, Marengo, Iowa | Waste Water | Wayne Farrand | Variance from the Iowa Wastewater Facilities Design Standards Chapter 12 -Iowa Standards for Sewer Systems 12.5.3 slope. | Approved | 4/7/2008 |
| 12 | Big River Resources, LLC, West Burlington, Iowa | Air Quality | Reid Bermel | Variance to receive a 12 month extension from the permit condition to initiate construction within 18 months of the issued 19 permit associated with this project. | Approved | 4/8/2008 |
| 13 | Alliant Ottumwa Plant, Ottumwa, Iowa | Air Quality | Reid Bermel | Variance for a one time butn of 8,000 gallons of turbine chemical clean waste. | Approved | 4/9/2008 |
| 14 | Simpson CREP Wetland Structure, | Flood Plains | Dave Allen | Variance to the freeboard design criterion. | Approved | 4/11/2008 |
| 15 | IPL/Burlington Generating Station, Burlington, Iowa | Air Quality | Reid Bermel | Variance to temporarily operate an emergency generator without obtaining a construction permit. | Approved | 4/15/2007 |

Environmental Services Division Variance Report

5/12/2008

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|----|--|--------------|--------------|--|----------|-----------|
| 16 | East Fork of the Grand River Watershed Sites D-48, D-75 and E-49, Iowa | Flood Plains | Dave Allen | Variance to the principal spillway design storm criterion. | Approved | 4/28/2008 |
| 17 | East Fork Biodiesel, LLC, Algona, Iowa | Air Quality | Bryan Bunton | Variance to temporarily waive compliance requirements at the Algona Iowa Facility. | Approved | 4/22/2008 |
| 18 | Farmland Foods, Inc., Denison, Iowa | Air Quality | Reid Bermel | An extension of the variance to extend the 120 day deadline for stack modifications. | Approved | 4/30/2008 |
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Environmental Services Division Variance Report

5/12/2008

Environmental Services Division Variance Report

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**DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION COMMISSION
ATTORNEY GENERAL REFERRALS
June 2008**

| Name, Location and Region Number | Program | Alleged Violation | DNR Action | New or Updated Status | Date |
|--|--|--|---------------------------------|--|---|
| BBR, LLC Spirit Lake (3) | Air Quality Solid Waste | Open Burning; Illegal Disposal | Order/Penalty | Referred Petition Filed Motion for Leave to Amend Order Granting Leave Amended and Substituted Petition Trial Date | 9/19/06 4/18/07 6/12/07 6/18/07 6/18/07 9/16/08 |
| Bulk Petroleum Corporation 28 Sites (1) (6) | Underground Tank | Operation and Maintenance Violations | Referred to Attorney General | Referred Petition Filed Trial Date | 6/19/06 2/01/07 10/01/08 |
| Cargill, Inc.; Mort's, Inc. Iowa Falls (2) | Solid Waste Wastewater | Illegal Disposal; Prohibited Discharge | Referred to Attorney General | Referred Petition Filed Consent Decree (\$100,000/Civil; Injunction) | 11/14/06 3/10/08 3/10/08 |
| Clinton, City of (6) | Wastewater | Compliance Schedule; Discharge Limits | Referred to Attorney General | Referred | 9/19/05 |
| Cohrs, Bernard; Cohrs Construction Dickinson Co. (3) | Air Quality Solid Waste | Open Burning; Illegal Disposal | Referred to Attorney General | Referred Petition Filed | 11/14/06 9/20/07 |
| Creston Bean Processing, LLC Creston (4) | Air Quality | Operational Violations; Monitoring/Reporting | Referred to Attorney General | Referred | 9/04/07 |
| Des Moines, City of; Metropolitan WW Reclamation Authority (5) | Wastewater | Compliance Schedule | Referred to Attorney General | Referred | 8/15/06 |
| De Vos, Harold and Sharon Rock Rapids (3) | Air Quality Solid Waste Wastewater | Open Burning; Illegal Disposal; Operation Without Permit | Order | Referred Petition Filed Motion for Partial Summary Judgment Hearing on Motion Proposed Ruling by State Ruling Granting Partial Summary Judgment Trial Date on Civil Penalties | 9/19/06 1/23/07 6/08/07 7/09/07 8/10/07 9/24/07 2/19/08 |
| Environmental Recycling Co., Inc. Dwight Oglesbee Masena (4) | Air Quality Solid Waste | Open Burning; Illegal Disposal | Referred to Attorney General | Referred Petition Filed | 12/05/06 9/20/07 |
| Equitable L.P/The Equitable Condos Des Moines (5) | Air Quality | Asbestos | Referred to Attorney General | Referred | 3/11/08 |

**DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION COMMISSION
ATTORNEY GENERAL REFERRALS
June 2008**

| Name, Location and Region Number | Program | Alleged Violation | DNR Action | New or Updated Status | Date |
|---|-----------------------------------|---|---------------------------------|--|--|
| Feinberg Metals Recycling Corp., Ft. Madison (6) | Solid Waste Wastewater | Operation Without Permit; Illegal Disposal; Stormwater – Operation Without Permit | Referred to Attorney General | Referred | 3/06/07 |
| Flying J, Inc.; CFJ Plaza Co. II, LLC; and CFJ Properties Clive (5) | Underground Tank Wastewater | Remedial Action; Prohibited Discharge; Pollution Prevention Plan Violations | Referred to Attorney General | Referred | 11/07/07 |
| Garrett Corporation; Delta Industries Waterloo (2) | Air Quality | Construction Without Permit; Construction Contrary to Permit | Referred to Attorney General | Referred Petition Filed Consent Decree (\$45,000/Civil; Injunction) | 1/02/07 3/28/08 3/31/08 |
| Golden Oval Eggs LLC Thompson (2) | Wastewater | Prohibited Discharge | Referred to Attorney General | Referred Petition Filed | 12/05/06 3/29/07 |
| Kruse Dairy Farm, Inc. Dyersville (1) | Animal Feeding Operation | Failure to Submit Plan | Order/Penalty | Referred | 12/19/05 |
| Landfill of Des Moines #4 Des Moines (5) | Solid Waste | Operation Permit Violations – Other | Referred to Attorney General | Referred Petition Filed Trial Date | 4/17/06 1/23/07 8/05/08 |
| Leigh, Marsha Glenwood (4) | Air Quality Solid Waste | Open Burning; Illegal Disposal | Order/Penalty | Referred Petition Filed Defendant's Motion to Dismiss State's Resistance/Motion to Dismiss Motion to Intervene Hearing on Motion to Dismiss Ruling Denying Motion to Dismiss Resistance to Motion to Intervene Hearing on Motion to Intervene Ruling Denying Motion to Intervene Hearing on Defense Motions Motion for Judgment on Default Order Granting Default Judgment (\$100,000/Civil; \$10,000/Admin. & Injunction) | 9/20/04 3/29/05 4/20/05 5/02/05 5/12/05 5/23/05 5/23/05 5/23/05 6/27/05 6/29/05 12/05/05 9/12/05 12/7/05 |
| Lincolnway Energy, Inc. Nevada (5) | Wastewater | Discharge Limits | Referred to Attorney General | Referred | 12/04/07 |
| Matrix Metals d/b/a Keokuk Steel Castings, Co. Keokuk (6) | Air Quality | Particulate | Referred to Attorney General | Referred | 9/04/07 |

**DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION COMMISSION
ATTORNEY GENERAL REFERRALS
June 2008**

| Name, Location and Region Number | Program | Alleged Violation | DNR Action | New or Updated Status | Date |
|---|--------------------------------|--|---------------------------------|--|--|
| Miller Products Company Osceola (5) | Wastewater | Prohibited Discharge | Referred to Attorney General | Referred | 12/05/06 |
| Moellers, Kenneth Cresco (1) | Animal Feeding Operation | Prohibited Discharge – Open Feedlot; Failure to Report a Release; WQ Violations – General Criteria | Referred to AG | Referred Petition Filed Trial Date | 2/20/06 12/11/06 5/21/08 |
| Oakland Foods, LLC Oakland (4) | Wastewater Air Quality | Permit Violations; Construction Without Permit | Referred to Attorney General | Referred | 3/11/08 |
| Organic Technologies; Tim Danley; Ken Renfrow; Mike Danley Warren Co. (5) | Solid Waste | Permit Violations | Referred to Attorney General | Referred Petition Filed Application for Temporary Injunction Temporary Injunction Trial Date Partial Judgment (Clean-up Order) Contempt Application Contempt Hearing Date Contempt Finding and Civil Penalty (\$100,000 and 30 Days in Jail – Suspended until 7/8/03) Hearing Regarding Contempt Order Regarding Bond/Cleanup Deadline Bond Posted State Objections to Bond Ruling Denying Objections to Bond Status Hearing Date Hearing on Motion to Extend Cleanup Deadline Order Reinstating \$100,000 Civil Penalty Site Clean-up Completed | 12/15/97 10/02/98 2/04/99 4/19/99 9/13/00 9/28/00 12/12/02 2/20/03 2/20/03 7/09/03 8/01/03 8/01/03 8/20/03 9/18/03 4/16/04 12/10/04 1/05/05 8/15/06 |
| Pellett Chemical Co., Inc. Wiota (4) | Underground Tank | Failure to Submit Tier 2 Site Assessment | Referred to Attorney General | Referred Petition Filed Defendant's Motion to Dismiss Resistance to Motion to Dismiss Hearing on Motion to Dismiss Ruling for State Denying Motion to Dismiss State's Motion for Summary Judgment Motion for Partial Summary Judgment Ruling Granting Partial Summary Judgment | 6/19/06 3/29/07 4/24/07 4/27/07 5/14/07 5/14/07 6/08/07 8/20/07 9/17/07 |

**DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION COMMISSION
ATTORNEY GENERAL REFERRALS
June 2008**

| Name, Location and Region Number | Program | Alleged Violation | DNR Action | New or Updated Status | Date |
|---|----------------------------|--|------------------------------|---|---|
| River Bluff Resort, LLC; C.J. Moyna & Sons, Inc.; P.A. McGuire Construction McGregor (1) | Wastewater | Stormwater – Pollution Prevention Plan Violations; Water Quality Violations – General Criteria | Referred to Attorney General | Referred Tax Sale by County Petition Filed | 4/03/07 6/18/07 4/15/08 |
| Roquette America, Inc. Keokuk (6) | Air Quality | Construction Without Permit | Referred to Attorney General | Referred | 9/19/06 |
| Schoenberr, R. B. d/b/a Long Branch Tavern Monmouth (1) | Drinking Water | Permit Renewal | Orders/Penalties | Referred Court Order Re-Referred Petition Filed Application for Contempt Contempt Hearing Order for Contempt (\$3,000 fine) Arrest Warrant Issued Contempt/Temporary Injunction Hearing Temporary Injunction Granted Contempt Hearing Date Contempt Hearing Order Finding Defendant in Contempt \$3,000 Fine Amended Petition Order Granting Judgment on Default (\$10,000/civil; injunction) | 6/20/97 12/09/98 11/21/02 3/11/05 3/11/05 4/01/05 8/05/05 4/01/05 5/03/05 5/03/05 7/06/05 8/05/05 8/05/05 1/31/06 1/04/08 |
| Sharkey, Dennis Dubuque Co. (1) | Air Quality Solid Waste | Open Burning; Illegal Disposal | Referred to Attorney General | Referred Petition Filed | 4/03/07 9/20/07 |
| Simpson, Barry Worth Co. | Animal Feeding Operation | DNR Defendant | Defense | Petition Filed Answer Filed | 10/18/04 11/04/04 |
| Siouxland Energy & Livestock Coop Sioux Center (3) | Air Quality | Construction Without Permit | Referred to Attorney General | Referred | 9/04/07 |
| Sioux Pharm, Inc. Sioux County (3) | Wastewater | Operational Violations | Referred to Attorney General | Referred | 3/11/08 |
| SNF, Inc. dba Brand FX Body Company Pocahontas (3) | Air Quality | Operational Violations | Referred to Attorney General | Referred Petition Filed Consent Decree (\$25,000/Civil; Injunction) | 9/19/06 2/29/08 3/04/08 |

**DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION COMMISSION
ATTORNEY GENERAL REFERRALS
June 2008**

| Name, Location and Region Number | Program | Alleged Violation | DNR Action | New or Updated Status | Date |
|--|----------------------------------|---|---------------------------------|---|---------------------|
| Stone v. Rembrand Enterprises, Inc. | Animal Feeding Operation | DNR Defendant | Defense | Petition Filed | 12/06/04 |
| | | | | State Motion to Dismiss | 1/10/05 |
| | | | | Hearing | 3/07/05 |
| | | | | Ruling Dismissing Damage Claims | 5/17/05 |
| | | | | State's Motion for Summary Judgment | 2/27/06 |
| | | | | Order Granting Continuance | 3/20/06 |
| | | | | Hearing on Summary Judgment | 5/01/06 |
| | | | | State's Supp. Reply to Plaintiff's Resistance to Motion for Summary Judgment | 6/19/06 |
| | | | | Ruling Denying Motion for Summary Judgment | 10/04/06 |
| | | | | Application for Interlocutory Appeal | 11/03/06 |
| | | | | Memorandum in Support of Interlocutory Appeal | 11/03/06 |
| | | | | Application Denied | 1/08/07 |
| | | | | Motion for Separate Trial | 1/22/07 |
| | | | | Hearing on Motion for Separate Trial | 3/05/07 |
| | | | | Order Granting Separate Trial | 3/14/07 |
| | | | | Trial Brief | 4/06/07 |
| | | | | Reply Brief | 4/13/07 |
| | | | | Trial Date | 4/16/07 |
| | | | | Ruling for State | 9/17/07 |
| | | | | Application for Interlocutory Appeal Supreme Court Order Denying Interlocutory Appeal | 10/18/07 1/29/08 |
| Sweitzer, Chad and Lona; Winter Mobile Home Park New Hampton (1) | Drinking Water | Operation Without Permit; Monitoring/Reporting – Bacteria; MCL – Bacteria | Referred to Attorney General | Referred | 11/14/06 |
| | | | | Petition Filed | 5/03/07 |
| | | | | Demand for Default | 8/16/07 |
| | | | | Order Granting Judgment on Default (\$5,000/civil; injunction) | 10/09/07 |
| Welch Oil, Inc.; Boondocks USA, Inc. Lucas Co. (2) | Wastewater; Drinking Water | Monitoring/Reporting | Referred to Attorney General | Referred | 12/04/07 |
| Yentes, Clifford Council Bluffs (4) | Solid Waste | Illegal Disposal | Referred to Attorney General | Referred | 4/03/07 |
| | | | | Petition Filed | 9/21/07 |
| | | | | Contempt Application Filed | 9/21/07 |
| | | | | Contempt Hearing | 11/05/07 |
| | | | | Ruling on Contempt Application (90 days jail suspended/\$500 fine) | 11/29/07 2/18/08 |
| | | | | Compliance Hearing | 2/18/08 |

Iowa Department of Natural Resources

Environmental Services Division

Report of Manure Releases

During the period April 1, 2008, through April 30, 2008, 9 reports of manure releases were forwarded to the central office. A general summary and count by field office is presented below.

| Month | Total Incidents | Feedlot | Confinement | Land Application | Transport | Hog | Cattle | Fowl | Other | Surface Water Impacts |
|--------------|-----------------|---------|-------------|------------------|-----------|---------|--------|-------|-------|-----------------------|
| October | 10 (12) | 1 (0) | 5 (9) | 1 (0) | 2 (3) | 8 (9) | 1 (0) | 0 (3) | 0 (0) | 2 (1) |
| November | 10 (10) | 0 (0) | 5 (2) | 0 (3) | 5 (5) | 9 (8) | 0 (1) | 1 (1) | 0 (0) | 2 (1) |
| December | 4 (5) | 0 (0) | 3 (5) | 0 (0) | 1 (0) | 3 (4) | 1 (1) | 0 (0) | 0 (0) | 0 (1) |
| January | 1 (4) | 0 (0) | 1 (3) | 0 (1) | 0 (0) | 0 (4) | 0 (0) | 1 (0) | 0 (0) | 0 (0) |
| February | 3 (4) | 0 (0) | 2 (2) | 0 (0) | 1 (2) | 2 (3) | 1 (1) | 0 (0) | 0 (0) | 0 (1) |
| March | 4 (7) | 0 (0) | 4 (6) | 0 (0) | 0 (0) | 4 (6) | 0 (0) | 0 (0) | 0 (0) | 3 (2) |
| April | 9 (4) | 1 (2) | 6 (2) | 2 (0) | 0 (0) | 7 (2) | 2 (2) | 0 (0) | 0 (0) | 4 (2) |
| May | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) |
| June | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) |
| July | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) |
| August | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) |
| September | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) |
| Total | 41 (46) | 2 (2) | 26 (29) | 3 (4) | 9 (10) | 33 (36) | 5 (5) | 2 (4) | 0 (0) | 11 (8) |

(numbers in parentheses for the same period last year)

Total Number of Incidents Per Field Office This Period:

| | | | | | |
|----------|----------|----------|----------|----------|----------|
| 1 | 2 | 3 | 4 | 5 | 6 |
| 0 | 2 | 3 | 0 | 3 | 1 |

Iowa Department of Natural Resources Environmental Services Division Report of Hazardous Conditions

During the period April 1, 2008, through April 30, 2008, 85 reports of hazardous conditions were forwarded to the central office. A general summary and count by field office is presented below. This does not include releases from underground storage tanks, which are reported separately.

| Month | Total Incidents | Substance | | | | | Mode | | | |
|--------------|-----------------|---------------|--------------------|-----------------|-----------|----------------|----------|----------|-------|---------|
| | | Agri-chemical | Petroleum Products | Other Chemicals | Transport | Fixed Facility | Pipeline | Railroad | Fire | Other* |
| October | 63 (52) | 5 (5) | 38 (34) | 20 (12) | 19 (14) | 27 (29) | 3 (0) | 1 (3) | 3 (2) | 10 (4) |
| November | 70 (60) | 18 (13) | 26 (30) | 26 (17) | 15 (19) | 43 (27) | 1 (2) | 2 (4) | 1 (1) | 8 (7) |
| December | 60 (28) | 2 (3) | 36 (20) | 22 (5) | 18 (5) | 33 (18) | 1 (0) | 2 (2) | 1 (0) | 5 (3) |
| January | 45 (37) | 3 (4) | 34 (21) | 8 (12) | 16 (11) | 24 (19) | 3 (3) | 1 (1) | 0 (0) | 1 (3) |
| February | 60 (49) | 3 (6) | 44 (37) | 13 (6) | 17 (6) | 31 (35) | 3 (1) | 2 (3) | 1 (0) | 6 (4) |
| March | 73 (70) | 7 (5) | 48 (52) | 18 (13) | 21 (19) | 38 (44) | 4 (0) | 4 (0) | 0 (0) | 6 (7) |
| April | 85 (76) | 24 (23) | 45 (32) | 16 (21) | 25 (24) | 49 (41) | 1 (1) | 4 (0) | 2 (2) | 4 (8) |
| May | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) |
| June | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) |
| July | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) |
| August | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) |
| September | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) | 0 (0) |
| Total | 456 (372) | 62 (59) | 271 (226) | 123 (86) | 131 (98) | 245 (213) | 16 (7) | 16 (13) | 8 (5) | 40 (36) |

(numbers in parentheses for same period last year)
*Other includes dumping, theft, vandalism and unknown

Total Number of Incidents Per Field Office This Period:

| | | | | | |
|----------|----------|----------|----------|----------|----------|
| 1 | 2 | 3 | 4 | 5 | 6 |
| 4 | 10 | 20 | 17 | 13 | 21 |

**Iowa Department of Natural Resources
Environmental Services
Report of WW By-passes**

During the period April 1, 2008 through April 30, 2008, 7 reports of wastewater by-passes were received. A general summary and count by field office is presented below. This does not include by-passes resulting from precipitation events.

| Month | Total | Avg. Length (days) | Avg. Volume (MGD) | Sampling Required | Fish Kill |
|---------------|--------------|-------------------------------|------------------------------|------------------------------|------------------|
| | | | | | |
| October '07 | 10(3) | 0.147 | 0.004 | 2 | 0(0) |
| November '07 | 8(3) | 3.697 | 0.027 | 3 | 0(0) |
| December '07 | 9(11) | 0.365 | 0.048 | 2 | 0(0) |
| January '08 | 6(7) | 0.725 | 0.001 | 0 | 0(0) |
| February '08 | 11(34) | 0.280 | 0.255 | 2 | 0(0) |
| March '08 | 13(14) | 0.464 | 0.047 | 4 | 0(0) |
| April '08 | 7(22) | 0.736 | 0.221 | 3 | 0(0) |
| May '07 | 8(11) | 0.565 | 7.386 | 1 | 0(0) |
| June '07 | 11(9) | 0.059 | 0.001 | 2 | 0(0) |
| July '07 | 14(9) | 0.389 | 0.045 | 7 | 0(0) |
| August '07 | 8(15) | 0.108 | 0.317 | 3 | 0(0) |
| September '07 | 18(9) | 0.203 | 0.039 | 0 | 0(0) |
| | | | | | |

(numbers in parentheses for same period last year)

Total Number of Incidents Per Field Office This Period:

| | | | | | |
|----------|----------|----------|----------|----------|----------|
| 1 | 2 | 3 | 4 | 5 | 6 |
| 0 | 0 | 1 | 2 | 1 | 3 |

**DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION COMMISSION
CONTESTED CASES**

June, 2008

| DATE RECEIVED | NAME OF CASE | F.O. | ACTION APPEALED | PROGRAM | ASSIGNED TO | STATUS |
|---------------|-----------------------------|------|-------------------|---------|-------------|---|
| 4/26/99 | Gerald and Judith Vens | 6 | Order/Penalty | FP | Clark | 4/09/07 – Internal meeting with DNR management set for 4/12/07. 5/09/07 – Clark calls Vens’ attorney and extends settlement offer. Attorney agrees to inform client and get back to Dept. with response. 5/16/07 – Response from Vens’ attorney indicating qualified agreement with settlement offer pending an inspection by DNR staff. |
| 7/13/00 | Dan Witt | 6 | Order/Penalty | AFO | Book | 1/10/07 – FO6 staff visited the site to determine the current status and observed that the AFO portion of the farm operations has been closed. Hearing rescheduled for 11/25/07 12/07-Proposed Decision. Penalty was reduced to \$1500. 3/17/08 - Mr. Witt appeals proposed decision. Appeal hearing at the June EPC. |
| 10/02/01 | Daryl Larson | 6 | Order | AFO | Clark | Hearing set for 12/04/07. 11/27/07 – DNR files motion for default entry. 12/21/07 – Default entry/Proposed Decision. No appeal |
| 11/27/01 | Dallas County Care Facility | 5 | Order/Penalty | WW | Hansen | 10/03 – Letter to County attorney regarding appeal resolution. 1/04 – Letter to attorney regarding appeal. 4/04 – Dept. letter to attorney regarding appeal. 9/04 – Dept. letter to attorney regarding appeal. 6/26/07 – Appeal resolved. Facility connected to City WWTF. Consent order to be issued. |
| 1/23/02 | Clearview Mobile Home Park | 6 | Permit Conditions | WW | Hansen | 10/31/02 – Construction permit issued for improvement to lagoon system. 10/31/03 – Update on construction project requested from Dept. engineer. 1/30/04 – Status report requested from Dept. staff. 3/15/04 – Letter from facility attorney regarding proposed upgrade with sand filters. 4/26/04 – Dept. letter to MHP attorney requesting construction schedule for project. 5/17/04 – Letter from MHP attorney with new schedule. 11/06 – Letter from MHP attorney regarding projects on hold due to revisions in WQ standards rules. 8/07 – Petition and Answer filed with DIA. Hearing continued to January 7, 2008 at request of MHP attorney. . Hearing continued. Project initiation meeting held on 1/9/08 to discuss project. Hearing set for 7/24/08. |
| 2/10/03 | Doug Osweiler | 6 | Order/Penalty | AFO | Clark | Hearing rescheduled for 11/8/07. Settlement likely, hearing continued pending finalized settlement. |

* These cases were previously assigned to Mike Murphy.

**DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION COMMISSION
CONTESTED CASES**

June, 2008

| DATE RECEIVED | NAME OF CASE | F.O. | ACTION APPEALED | PROGRAM | ASSIGNED TO | STATUS |
|---------------|--|------|-------------------|---------|-------------|--|
| 4/25/03 | Ag Processing Inc. | 2 | Permit Conditions | AQ | Preziosi | Continuing to negotiate. |
| 12/02/03 | Jeff Holland | 2 | Order/Penalty | AFO | Clark | 6/6/07 - Dept. letter to Mr. Holland indicating case will be sent to DIA if settlement not reached by 6/22/07. 6/14/07 – Phone call from Mr. Holland. Tentative settlement pending receipt of swine depopulation history. |
| 12/15/03 | AGP (Emmetsburg) | 3 | Permit Conditions | AQ | Preziosi | Continuing to negotiate. |
| 1/30/04 | John Schmall d/b/a Carpenter Bar & Grill | 2 | Order/Penalty | WS | Hansen | 2/26/04 – Letter to WS attorney regarding resolving appeal. 9/04 – Per WS section, facility has returned to compliance. 11/06 – Facility building burned down, facility closed. 5/07- Dept. letter to attorney about resolving appeal. 5/25/07 – Settled. Consent order sent to attorney to be signed. 7/07- At request of attorney, CO sent to John Schmall for signature. 10/30/07 – Revised consent order sent to Mr. Schmall. 4/2/08 – Revised consent order sent for signature. 5/6/08- Consent order signed and issued. 5/9/08- WS operation permit issued. |
| 2/09/04 | Swine USA, LP | 5 | Order/Penalty | AFO | Clark | 2/2/07 – Draft Consent Order sent to attorney for new owner. 6/19/07 – Clark sends email concerning issues at other former Swine USA operations acquired by Whitestone. 6/27/07 – Whitestone attorney responds with general agreement to settlement but needs to confirm with client. |
| 4/08/04 | Silver Creek Feeders | 4 | Permit Conditions | AFO | Clark | Negotiating before filing. |
| 4/16/04 | Ag Processing Inc. (Sheldon) | 3 | Permit Conditions | AQ | Preziosi | Continuing to negotiate. |
| 5/12/04 | Ag Processing, Inc. | 3 | Permit Conditions | AQ | Preziosi | Continuing to negotiate. |

* These cases were previously assigned to Mike Murphy.

**DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION COMMISSION
CONTESTED CASES
June, 2008**

| DATE RECEIVED | NAME OF CASE | F.O. | ACTION APPEALED | PROGRAM | ASSIGNED TO | STATUS |
|--------------------------|--|-------------|----------------------------|----------------|------------------------|--|
| 5/25/05 | Iowa Quality Beef Cooperative | 5 | Order/Penalty | WW | Hansen | 6/26/06 – FO meeting with company officials to discuss reopening of plant. 7/12/06 – FO inspection of plant. Hearing set for 10/29/07. 8/07 – Petition and Answer filed. Company requested continuance. Reset for 1/22/07. 12/18/07 – Meeting scheduled. Meeting rescheduled for 2/13/08. Hearing reset for 3/28/08. Settled. Hearing continued to 5/8/08 pending settlement. Consent order sent to company attorney for signature. 5/7/08- Consent order signed and issued. 5/9/08- Dismissal order issued by ALJ. Case closed. |
| 2/27/06 | Greig & Co., Inc. | 3 | NPDES Permit | WW | Clark | Negotiating before filing. |
| 4/10/06 | Praxair, Inc. | | Permit Conditions | AQ | Preziosi | Negotiating. |
| 7/07/06 | Washington County (Permittee: Riverside Casino) | 6 | Water Use Permit | WR | Clark | Negotiating before filing. |
| 8/09/06 | Cargill (Eddyville) | 5 | Permit Conditions | AQ | Preziosi | Negotiating. |
| 12/27/06 | Piper Motor Co. Inc. | 6 | Order/Penalty | AQ/WW | Tack | Default entered 3/18/08. Case closed. |
| 1/08/07 | Cargill (Eddyville) 02-A-393-S3, 02-A-394-S2, 02-A-395-S2, 02-396-S3, 05-A-930, 05-A-931 | 5 | Permit Conditions | AQ | Preziosi | Negotiating before filing. |
| 1/09/07 | Charlie Van Meter; Van Meter Feedyard | 5 | Permit Conditions | WW | Clark | Negotiating before filing. |
| 1/11/07 | Clow Valve Company (20 Permits) | 5 | Permit Conditions | AQ | Preziosi | Negotiating before filing. |
| 6/13/07 | Crossroads Cattle Co.; John Reisz | 4 | Permit Conditions | WW | Clark | Negotiating before filing. |
| 6/19/07 | Goldsmith and Son, Inc.; John E. Goldsmith; Patti R. Goldsmith; and J & G Pallet, LLC | 3 | Order/Penalty | WW | Hansen | 7/07- Facility returned to compliance. To be set for hearing. Hearing set for 5/2/08. Petition and answer filed with DIA. Hearing continued pending settlement discussions. Settled. 5/14/08- Consent order sent to company attorney for review. |
| 6/25/07 | Rick Onken | | Permit Conditions | WW | Clark | Negotiating before filing. |
| 8/10/07 | Tate & Lyle Ingredients Americas | 2 | Permit Conditions | AQ | Preziosi | Negotiating before filing. |
| 8/10/07 | Port Louisa Land Co.; E. A. Hicklin | 6 | Variance Denial | FP | Clark | Negotiating before filing. |

* These cases were previously assigned to Mike Murphy.

**DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION COMMISSION
CONTESTED CASES
June, 2008**

| DATE RECEIVED | NAME OF CASE | F.O. | ACTION APPEALED | PROGRAM | ASSIGNED TO | STATUS |
|--------------------------|--|-------------|--|----------------|------------------------|-------------------------------------|
| 9/25/07 | Winneshiek County Conservation Board (Kendallville Park) | 1 | Permit Revision | WS | Hansen | Negotiating before filing. |
| 11/05/07 | Twin Knolls 6 th Addition | 1 | Permit Conditions | WS | Hansen | Negotiating before filing. |
| 11/15/07 | Alcoa | 6 | Permit Conditions; Permit # 97-A-140-S2 | AQ | Preziosi | Negotiating. |
| 11/15/07 | Alcoa | 6 | Permit Conditions; Permits #85-A-067P-S2; #87-A-045P-S2; #89-A-177P-S2 | AQ | Preziosi | Negotiating. |
| 11/15/07 | Gary West | | Permit Denial | AFO | Clark | Negotiating before filing. |
| 11/16/07 | Justin Cooper | | Permit Denial | AFO | Clark | Negotiating before filing. |
| 11/26/07 | Larry J. Fishback | 6 | Order/Penalty | WW | Schoenebaum | Set for hearing 5/21/08. |
| 1/14/08 | Alliant Energy | 1 | Permit Conditions | AQ | Preziosi | Negotiating. |
| 1/22/08 | Des Moines County Regional Solid Waste Commission | 6 | Permit Condition; #29-SDP-01-76P | SW | Tack | Negotiating before filing. |
| 2/07/08 | Glenn Goodsell | 5 | Licensee Discipline | WS | Wornson | Hearing set for 6/17/08. |
| 2/22/08 | Cliff's Place | 1 | Order/Penalty | WS | Hansen | Negotiating before filing. |
| 2/26/08 | Bell Air Betterment Corporation | 3 | Permit Condition | WS | Hansen | Negotiating before filing. |
| 2/28/08 | Snap-On Tools Mfg. Co. | 2 | Termination from Land Recycling Program | HC | Mullen | Negotiating before filing. |
| 3/10/08 | Anthony Herman; Mighty Good Used Cars | 5 | Order/Penalty | WW | Tack | Negotiating before filing. |
| 4/22/08 | Environmental Reclamation and Recycling, LLC | 5 | Permit Rescission | SW | Tack | Sent to DIA to be set for hearing.. |
| 4/25/08 | ADM (07-A-1078P, 07-A-1079P and 07-A-1080P) | 5 | Permit Conditions | AQ | Preziosi | New case. |
| 4/28/08 | South Central Iowa Landfill Agency | 5 | Permit Conditions | SW | Tack | New case. |

* These cases were previously assigned to Mike Murphy.

DATE: June, 2008

TO: EPC

FROM: Ed Tormey

RE: Enforcement Report Update

The following new enforcement actions were taken during this reporting period:

| Name, Location and Field Office Number Date | Program | Alleged Violation | Action | |
|--|--|---|----------------------------------|---------|
| Mike Welter dba M & M Enterprises, Sigourney (6) | Air Quality Solid Waste | Open Burning; Illegal Disposal | Consent Order \$2,000 | 4/25/08 |
| DeLong Construction, Inc., Washington (6) | Air Quality | Asbestos | Consent Order \$3,000 | 4/25/08 |
| VeraSun Charles City, LLC Charles City (2) | Air Quality | Construction Contrary to Permit | Consent Order \$9,000 | 4/25/08 |
| Steve Elsbernd, Ridgeway (1) | Animal Feeding Operation | Prohibited Discharge – Confinement | Consent Order \$3,500 | 4/25/08 |
| Sutherland, City of (3) | Wastewater | Compliance Schedule; Operational Violations | Consent Amendment | 4/25/08 |
| Ocheyedan, City of (3) | Wastewater | Compliance Schedule; Discharge Limits; Operation Violations | Consent Order Stip. Penalties | 4/25/08 |
| Stonegate Land Company LLC Clive (5) | Wastewater | Stormwater – Pollution Prevention Plan | Consent Order \$8,000 | 4/25/08 |
| Magnum Alliance, LLC Hardin Co. (3) | Animal Feeding Operation | Failure to Submit Plan | Order/Penalty \$3,500 | 5/06/08 |
| John Schmall dba Carpenter Bar and Grill Carpenter (2) | Drinking Water | Operation Without Permit; Monitoring/Reporting – Bacteria, Nitrate; Permit Renewal | Consent Amendment \$1,000 | 5/06/08 |
| Edward Dale Klyn, Wayne County (5) | Animal Feeding Operation | Prohibited Discharge – Open Feedlot | Order/Penalty \$5,000 | 5/07/08 |
| Mark Petersen Calhoun Co. (3) | Animal Feeding Operation | Prohibited Discharge – Confinement | Consent Order \$4,000 | 5/07/08 |
| Iowa Quality Beef Supply Cooperative Tama (5) | Wastewater | Monitoring/Reporting; Operation Violations | Consent Amendment | 5/07/08 |
| Ray Griffin; SEMCO Keokuk Co. (6) | Solid Waste Wastewater Air Quality | Leachate Control; Prohibited Discharge; Open Burning | Order/Penalty \$10,000 | 5/07/08 |
| Reicks View Farms Quality | Wastewater | Operation Without Permit; | Emergency | 5/16/08 |

| Name, Location and Field Office Number | Program | Alleged Violation | Action | Date |
|---|-----------------------------|---|----------------------------------|---------|
| Meats, LLC Chickasaw Co. (1) | | Prohibited Discharge | Order | |
| Clinton County Bio Energy, Clinton Co. (6) | Wastewater | Prohibited Discharge; Stormwater – Pollution Prevention Plan Violations | Consent Order \$7,000 | 5/16/08 |
| Lee Construction, Inc. Mills Co. (4) | Wastewater | Stormwater - Pollution Prevention Plan Violations | Consent Order \$2,000 | 5/16/08 |
| N-T Lands, LLC; Ohana Lakes; Craig Nakomoto Mills Co. (4) | Wastewater | Stormwater – Pollution Prevention Plan Violations | Consent Order \$9,750 | 5/16/08 |
| Fairfield, City of (6) | Wastewater | Operational Violations; Prohibited Discharge | Consent Order Stip. Penalties | 5/16/08 |
| Karl Molyneux What Cheer (6) | Air Quality Solid Waste | Open Burning; Illegal Disposal | Consent Order \$2,500 | 5/19/08 |
| Joe'd, Karen & Jesse Axmear Keokuk Co. (6) | Animal Feeding Operation | Failure to Submit Plan | Consent Order \$4,000 | 5/19/08 |

IOWA DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION COMMISSION
RULEMAKING STATUS REPORT

June, 2008

| PROPOSAL | NOTICE TO COMMISSION | NOTICE PUBLISHED | ARC # | RULES REVIEW COMMITTEE | HEARING | COMMENT PERIOD | FINAL SUMMARY TO COMMISSION | RULES ADOPTED | RULES PUBLISHED | ARC # | COMMITTEE | RULES REVIEW EFFECTIVE | RULE |
|--|-------------------------|---------------------|-------|------------------------------|----------------------|-------------------|-----------------------------------|------------------|--------------------|-------|-----------|------------------------------|-----------|
| 1. Ch. 1 – Environmental Protection Commission – Quorum and Voting Requirements | 6/10/08 | *7/02/08 | | *7/08/08 | *7/22/08 | *7/22/08 | *8/12/08 | *8/12/08 | *9/10/08 | | | *10/06/08 | *10/15/08 |
| 2. Ch. 20-23, 25, 33 – AQ Program Rules – Updates, Revisions and Additions | 12/04/07 | 1/02/08 | 6517B | 1/07/08 | 2/04/08 | 2/05/08 | 4/08/08 | 4/08/08 | 5/07/08 | 6783B | | *6/11/08 | *6/11/08 |
| 3. Ch. 20-23, 25, 33 – AQ Program Rules – Updates, Revisions and Additions | 5/13/08 | *6/04/08 | | *6/10/08 | 7/07/08 | 7/08/08 | *8/12/08 | *8/12/08 | *9/10/08 | | | *10/06/08 | *10/15/08 |
| 4. Ch. 61 – WQ River and Stream Segments | 10/01/07 | 10/24/07 | 6351B | 11/13/07 | 11/15, 20, 27, 30/07 | 12/11/07 | 4/08/08 | 4/08/08 | 5/07/08 | 6782B | | *6/11/08 | *6/11/08 |
| 5. Ch. 64 – Wastewater Construction and Operation Permits | 12/04/07 | 1/02/08 | 6521B | 1/07/08 | 1/24/08 | 1/24/08 | 6/10/08 | *6/10/08 | *7/02/08 | | | *7/08/08 | *8/06/08 |
| 6. Ch. 113 – Sanitary Landfills for Municipal Solid Waste; Groundwater Protection Systems for the Disposal of Non-Hazardous Wastes | 5/13/07 | *6/04/08 | | *6/10/07 | *7/10/08 | *7/08/08 | *8/12/08 | *8/12/08 | *9/10/08 | | | *10/06/08 | *10/15/08 |
| 7. Ch. 135 – Technical Standards and Corrective Action Requirements for Owners and Operators of USTs | 1/15/08 | 2/13/08 | 6596B | 3/04/08 | 3/04-06/08 | 3/06/08 | 6/10/08 | *6/10/08 | *7/02/08 | | | *7/08/08 | *8/06/08 |

* Projected

IOWA DEPARTMENT OF NATURAL RESOURCES
COMPLIANCE AND ENFORCEMENT BUREAU

DATE: June 1, 2008
TO: Environmental Protection Commission
FROM: Ed Tormey
SUBJECT: Summary of Administrative Penalties

The following administrative penalties are due:

| NAME/LOCATION | PROGRAM | AMOUNT | DUE DATE |
|--|-----------|--------|----------|
| Robert and Sally Shelley (Guthrie Center) | SW | 1,000 | 3-04-91 |
| Verna and Don Reed; Andrea Silsby (Union Co.) | SW | 1,000 | 4-07-94 |
| Elery Fry; Allen Fry; Becky Sandeen (Monroe Co.) | SW | 6,000 | 1-20-96 |
| Daryl & Karen Hollingsworth d/b/a Medora Store (Indianola) | UT | 7,792 | 3-15-96 |
| Robert Jeff White (Dallas Co.) | AQ/SW | 10,000 | 7-14-97 |
| Greg Morton; Brenda Hornyak (Decatur Co.) | SW/AQ/WW | 3,000 | 11-04-98 |
| Ray Stamper; Bryan Zenor (Polk Co.) | SW | 2,000 | 12-12-98 |
| Otter Creek Station (Dubuque Co.) | WS | 325 | 3-04-99 |
| Lindahl & Sons Salvage (Boone) | AQ/SW | 10,000 | 11-29-00 |
| R & R Ranch (Osceola) | WW | 10,000 | 8-30-00 |
| Teckenburg, Inc.; Jerry Teckenburg (Cedar Rapids) | UT | 6,380 | 7-06-01 |
| James Harter (Fairfield) | WW | 1,483 | 8-01-01 |
| Wisconsin North dba National Petroleum, Inc. (Clinton) | UT | 5,000 | 8-04-01 |
| # Troy DeGroote; Casey DeGroote (Butler Co.) | AFO/AQ/SW | 108 | 3-08-02 |
| Charlotte Caves (Oskaloosa) | HC | 9,487 | 4-03-02 |
| # Practical Pig Corporation (Clinton Co.) | AFO | 2,000 | 5-26-02 |
| Mobile World, L.C. (Camanche) | WW | 2,000 | 5-27-02 |
| M-F Real Estate; Fred "Butch" Levell (Carter Lake) | HC | 1,701 | 8-18-02 |
| Midway Oil Co.; David Requet (Davenport) | UT | 5,355 | 9-20-02 |
| Dale Schaffer (Union Co.) | AQ/SW | 10,000 | 11-05-02 |
| U.S. Petro, Inc.; SSJG Petroleum; Sukhdev Singh | UT | 32,690 | 2-28-03 |
| Midway Oil Co.; David Requet; John Bliss | UT | 44,900 | 2-28-03 |
| Green Valley Mobile Home Park (Mt. Pleasant) | WW | 5,000 | 4-23-03 |
| Midway Oil Company (West Branch) | UT | 7,300 | 5-03-03 |
| Midway Oil Company (Davenport) | UT | 5,790 | 5-03-03 |
| Efren Valdez (Warren Co.) | SW | 2,782 | 6-09-03 |
| Albert Miller (Kalona) | AQ/SW | 10,000 | 9-26-03 |
| Robert L. Nelson (Orient) | UT | 617 | 12-26-03 |
| Mark Anderson (Des Moines Co.) | AQ/SW | 6,188 | 3-22-04 |
| Mike Phillips aka Jeff Phillips (Cambridge) | AQ | 5,000 | 3-27-04 |
| Mike Messerschmidt (Martinsburg) | AQ/SW | 500 | 4-13-04 |
| Interchange Service Co., Inc., et.al. (Onawa) | WW | 6,000 | 5-07-04 |
| Emer Carlson (Fairfield) | AQ | 5,900 | 6-01-04 |
| Iowa Falls Evangelical Free Church (Iowa Falls) | WS | 750 | 6-13-04 |
| Mitchell Town Pump (Mitchell) | WS | 2,080 | 6-16-04 |
| # Dunphy Poultry (Union Co.) | AFO | 1,500 | 6-27-04 |
| Shane Preder (Ft. Madison) | AQ | 477 | 7-12-04 |
| James L. Heal d/b/a A-1 Domestic (Homestead) | SW/WW | 1,800 | 7-16-04 |

*Payment Schedule

#Animal Feeding Operation

BOLD Entries Have Been Referred to DRF

| | | | |
|---|-----------|--------|----------|
| Ranch Supper Club (Swisher) | WS | 300 | 8-02-04 |
| # Cash Brewer (Cherokee Co.) | AFO/SW | 10,000 | 8-25-04 |
| Spillway Supper Club (Harpers Ferry) | WS | 1,500 | 9-06-04 |
| David Niklasen (Shelby Co.) | SW | 100 | 9-11-04 |
| # Doorenbos Poultry; Scott Doorenbos (Sioux Co.) | AFO | 1,500 | 10-09-04 |
| T & T Corner Bar (McIntire) | WS | 3,000 | 10-26-04 |
| Rock N Row Adventures (Eldora) | WS | 3,000 | 10-23-04 |
| # Norm Cleveringa (Lyon Co.) | AFO | 750 | 11-27-04 |
| Americana Bowl (Ft. Madison) | WS | 100 | 11-28-04 |
| Howard Traver, Jr. (Cass Co.) | SW | 3,000 | 12-14-04 |
| Monty Branstad (Winnebago Co.) | AQ/SW | 8,000 | 2-03-05 |
| Valley Country Café; NOO Investment Co. (Cass Co.) | WS | 5,000 | 2-18-05 |
| Denzel Edwards (Cass Co.) | AQ/SW/HC | 500 | 3-01-05 |
| Harold Linnaberry (Clinton Co.) | SW | 1,000 | 5-18-05 |
| Elery Fry; Allen Fry; Mel Fry; Ron Fry (Moravia) | SW | 10,000 | 6-20-05 |
| Fedler and Company; Tony Fedler (Mt. Pleasant) | HC | 3,670 | 6-25-05 |
| # Matt Hoffman (Plymouth Co.) | AFO | 750 | 8-08-05 |
| Vernon Kinsinger (Washington Co) | SW | 3,930 | 12-31-05 |
| # Joel McNeil (Kossuth Co.) | AFO | 2,500 | 1 21-06 |
| Carl Cliburn (Wapello Co.) | AQ/SW | 3,474 | 2-03-06 |
| Affordable Asbestos Removal, Inc. (Monticello) | AQ | 7,000 | 4-28-06 |
| Jeff Albrecht (Humboldt Co.) | AQ | 500 | 5-06-06 |
| CRM Enterprises; Envirobest, Inc. (Iowa City) | AQ | 7,000 | 5-21-06 |
| # Mike Elsbernd (Winneshiek Co.) | AFO | 3,000 | 6-29-06 |
| # Troy VanBeek (Lyon Co.) | AFO | 3,500 | 10-16-06 |
| # Randy Rudolph (Audubon Co.) | AFO | 3,500 | 11-06-06 |
| Larry Bergen (Worth Co.) | AQ/SW | 1,207 | 11-01-06 |
| Mobile World, LC; R. Victor Hanks (Clinton Co.) | WW | 22,500 | 4-01-07 |
| Edward Branstad; Monroe "Monty" Branstad (Forest City) | AQ | 4,500 | 4-16-07 |
| Colleen Weber (Mitchell Co.) | AQ/SW | 1,500 | 6-01-07 |
| James L. Heal; A-1 Imports (Homestead) | WW/SW | 10,000 | 7-18-07 |
| # Doug Orwig Site #1 (Dickinson Co.) | AFO | 3,500 | 10-01-07 |
| # Brian Riesberg (Carroll Co.) | AFO | 9,500 | 11-12-07 |
| # Grand Prix Industries, Inc. (Kossuth Co.) | AFO | 300 | 12-01-07 |
| # Jim Christensen (Clay Co.) | AFO | 6,000 | 12-27-07 |
| # Leland Van Kooten; Darin Van Kooten (Leighton) | AFO | 5,500 | 12-30-07 |
| Muscatine County SWM Agency (Muscatine) | SW | 4,000 | 1-03-08 |
| Mark Witt; Witt Auto Salvage (Monroe Co.) | SW/WW | 8,000 | 1-15-08 |
| # JPP Pork, Inc. (Ainsworth) | AFO | 3,000 | 2-09-08 |
| Golden Furrow Fertilizer, Inc. (Agency) | HC | 4,000 | 2-09-08 |
| # Iowa Select Farms, LLP (Clarke Co.) | AFO | 2,500 | 2-20-08 |
| # Joshua Van Der Weide (Lyon Co.) | AFO | 3,500 | 2-25-08 |
| Clinton Community School District | WW | 3,000 | 2-25-08 |
| Mike Barrett; Jody Barrett (Polk Co.) | SW | 6,200 | 3-05-08 |
| # Richard Steen; Jeff Behrens (Montgomery Co.) | AFO | 8,000 | 4-19-08 |
| Dexter Laundry, Inc. (Fairfield) | WW | 2,500 | 5-07-08 |
| Randolph, City of | AQ/SW | 4,000 | 5-07-08 |
| Mike Welter; M & M Enterprises (Sigourney) | AQ/SW | 2,000 | 5-25-08 |
| VeraSun Charles City, LLC (Charles City) | AQ | 9,000 | 5-25-08 |
| Stonegate Land Company, LLC (Clive) | WW | 8,000 | 5-25-08 |
| # Steve Elsbernd (Ridgeway) | AFO | 3,500 | 5-25-08 |
| # Ted Dickey dba Dickey Farms (Muscatine Co.) | AQ/SW/AFO | 4,000 | 6-01-08 |
| Brush & Weed Control; New Farmers Drainage (Monona Co.) | WW | 10,000 | 6-13-08 |
| Joe'd, Karen and Jesse Axmear (Keokuk Co.) | AFO | 4,000 | 6-19-08 |

*Payment Schedule

#Animal Feeding Operation

BOLD Entries Have Been Referred to DRF

| | | | |
|------------------------------------|----------|----------------|---------|
| Karl Molyneux (What Cheer) | AQ/SW | 2,500 | 7-19-08 |
| # Magnum Alliance LLC (Hardin Co.) | AFO | 3,500 | ----- |
| Carpenter Bar & Grill (Carpenter) | WS | 1,000 | ----- |
| Ray Griffin; SEMCO (Keokuk Co.) | SW/WW/AQ | 10,000 | ----- |
| # Edward Dale Klyn (Wayne Co.) | AFO | 5,000 | ----- |
| TOTAL | | 494,186 | |

The following penalties have been placed on payment plans:

| | | | |
|---|------------|---------------|----------------|
| * Jerry Feilen and Rick Bain (Pottawattamie Co.) | AQ/SW | 1,663 | 12-15-03 |
| #*Floyd Kroeze (Butler Co.) | AFO | 1,500 | 6-01-04 |
| #*James Boller (Kalona) | AFO | 3,034 | 8-19-04 |
| * Reginald Parcel (Henry Co.) | AQ/SW | 110 | 4-23-05 |
| * Country Stores of Carroll, Ltd. (Carroll) | UT | 1,408 | 6-06-05 |
| #*Tony Mertens (Mt. Pleasant) | AFO | 2,644 | 7-20-06 |
| #*Dale Schumann (Buena Vista Co.) | AFO | 1,000 | 8-01-06 |
| #*Galen Drent (Boyden) | AFO | 1,510 | 2-01-07 |
| #*Richard Beelner; Beelner 1 and 2 (Plymouth Co.) | AFO | 100 | 4-01-07 |
| * Douglas Bloomquist (Webster Co.) | AQ/SW | 3,500 | 12-01-07 |
| #*Charles Wauters (Keystone) | AFO/SW | 3,500 | 12-01-07 |
| #*Eugene Reed (Washington Co.) | AFO | 500 | 12-01-07 |
| Jack Knudson (Irwin) | UT | 10,000 | 1-15-08 |
| * Fred Knosby (Cumming) | AQ/SW | 1,664 | 3-15-08 |
| * Randy Kennedy; R K Construction & Demolition (Slater) | AQ | 1,600 | 4-15-08 |
| * Craig Burns (Postville) | WW | 1,950 | 4-15-08 |
| * Fred Miller; Earthworks Contracting (Quimby) | AQ | 6,720 | 4-15-08 |
| #*John Kauffman (Iowa City) | AFO | 1,456 | 4-20-08 |
| #*Meyer Bros.; Steve Meyer (Ida Co.) | AFO | 4,688 | 5-01-08 |
| * John Danker (Lee Co.) | AQ/SW | 1,388 | 5-22-08 |
| #*Loren and Rhonda Van Zante (Eddyville) | AFO | 3,000 | 5-30-08 |
| #*Loren and Rhonda Van Zante (Eddyville) | AFO | 3,600 | 5-30-08 |
| #*James Hogan; Hogan Brothers (Jones Co.) | AFO | 1,248 | 6-01-08 |
| * Willey, City of | AQ/SW | 2,000 | 6-01-08 |
| # Doug Hymbaugh (Ringgold Co.) | AQ/SW | 1,000 | 6-08-08 |
| #*Neal Rupiper (Carroll) | AFO | 2,062 | 6-10-08 |
| #*Schomers Cattle, LLC (Shelby Co.) | AFO | 5,000 | 6-10-08 |
| * Curt and Kelly Tracy; Condev, Inc. (Union Co.) | AFO | 8,183 | 6-11-08 |
| * Chelsea, City of | WW | 200 | 6-15-08 |
| #*Chris Hunt; Steven Hunt; Hunt Bros. Feedlot (O'Brien Co.) | AFO | 2,495 | 9-01-08 |
| #*Joe Tomka (Carroll Co.) | AFO | 1,750 | 12-01-08 |
| TOTAL | | 80,473 | |

The following administrative penalties have been appealed:

| NAME/LOCATION | PROGRAM | AMOUNT |
|--|---------|--------|
| Gerald and Judith Vens (Scott Co.) | FP | 5,000 |
| # Dan Witt (Clinton Co.) | AFO | 3,000 |
| Dallas County Care Facility (Adel) | WW | 5,000 |
| # Doug Osweiler (South English) | AFO | 5,000 |
| # Jeff Holland (Winnebago Co.) | AFO | 5,500 |
| # Swine USA; Davis Finishing Site (Clarke Co.) | AFO | 750 |
| LeMars, City of | WW | 9,000 |

*Payment Schedule

#Animal Feeding Operation

BOLD Entries Have Been Referred to DRF

| | | |
|--|-------|---------------|
| Bedrock Gravel, In. (Buena Vista Co.) | AQ/SW | 10,000 |
| Goldsmith & Son, Inc.; J & G Pallet LLC (Sergeant Bluff) | WW | 10,000 |
| Hidden Valley MHP; Larry Fishback (Washington) | WW | 2,000 |
| Cliff's Place (Waverly) | WS | 5,800 |
| Anthony Herman; Mighty Good Used Cars (Polk Co.) | WW | 7,500 |
| TOTAL | | 68,550 |

The following administrative penalties have been collected:

| NAME/LOCATION | PROGRAM | AMOUNT |
|---|---------|---------------|
| # Doug Harris (Louisa Co.) | AFO | 5,000 |
| Binder Trucking, Inc. (Buena Vista Co.) | WW | 8,000 |
| Bedford, City of | AQ | 2,000 |
| # ATSMA Dairy Farms (Granville) | AFO | 208 |
| * Midway Water & Lighting Co., Inc. (Marion) PAID IN FULL | WS | 100 |
| # Pheasant Ridge Farms, Inc. (Pottawattamie Co.) | AFO | 9,000 |
| Clinton County Bio Energy, LLC (Clinton) | WW | 7,000 |
| #*Neal Rupiper (Carroll) | AFO | 188 |
| DeLong Construction, Inc. (Washington) | AQ | 3,000 |
| #*John Kauffman (Iowa City) | AFO | 208 |
| #*Loren and Rhonda Van Zante (Eddyville) | AFO | 300 |
| #*Loren and Rhonda Van Zante (Eddyville) | AFO | 250 |
| * Chelsea, City of | WW | 200 |
| Bruce Piper; Piper Motor Company, Inc. (Bloomfield) | AQ/WW | 3,000 |
| #*James Hogan; Hogan Brothers (Jones Co.) | AFO | 104 |
| # Mark Petersen (Calhoun Co.) | AFO | 4,000 |
| Lee Construction, Inc. (Mills Co.) | WW | 2,000 |
| Lake Ohana; Craig Nakamoto; N-T Lands (Mills Co.) | WW | 9,750 |
| Roger McEwan (Palo Alto Co.) | WW | 10,000 |
| * Curt and Kelly Tracy; Condev, Inc. (Union Co.) | AFO | 190 |
| Woodbury Co.; Prairie Hills PWS (Sioux City) | WS | 6,450 |
| #*Neal Rupiper (Carroll) | AFO | 188 |
| TOTAL | | 71,136 |

The following penalty payments were collected by the Department of Revenue during the Month of April

| | | |
|-------------------|----|------------|
| Emer Carlson | AQ | 200 |
| Larry Bergen, Jr. | AQ | 150 |
| TOTAL | | 350 |

Total Penalties Collected 64,658

*Payment Schedule

#Animal Feeding Operation

BOLD Entries Have Been Referred to DRF